

DANIEL SNIDER.

[To accompany bill H. R. No. 738.]

APRIL 13, 1838.

Mr. STUART, from the Committee of Claims, submitted the following

REPORT:

*The Committee of Claims, to whom was referred the memorial of Daniel Snider, praying for payment of the value of a horse impressed into the service of the United States, have had the same under consideration, and beg leave to report :*

That it appears by the papers filed, that one Henry W. Miller, who was a packhorse-master in the service of the United States in the fall of 1812, received orders from John H. Piatt, acting quartermaster general, to take into custody, and place in the service of the United States, all loose horses found running at large in the Indian country. That the alleged cause of the said order was the scarcity of packhorses, and the many horses which had been lost by the mounted volunteers, and for which the Government would have to pay. That, in pursuance of said order, he took possession, among others, of the horse of the memorialist, of the value of sixty dollars, and converted him to the use of the United States. It does not appear what became of the horse—whether he died, or was lost, or was sold by the Government; nor does it appear that he was ever restored to the memorialist, or any compensation received by him in lieu thereof. The memorialist states, on oath, that his horse was taken, and that he never received compensation for him; that he was never returned to him, nor any other horse in lieu thereof; and the presumption arising from the evidence is, that he was converted to the use of the Government, or lost while in its service.

The petitioner asks for sixty dollars, the value of his horse and the committee think him entitled thereto. They therefore recommend the introduction of a bill for his relief.

THE STATE OF OHIO, *Warren county*, ss.:

On this 17th day of November, A. D. 1837, before me, the undersigned, a justice of the peace in and for said county, personally came Henry W. Miller, of lawful age, and, being duly affirmed, deposeth and saith: That in the fall of the year 1812, he (this affiant) was a packhorse-master, and in the actual service of the United States as such; and by order and di-

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rection of John H. Piatt, then acting as quartermaster general in said service, he was ordered to take into custody, and place in the service of the United States, all loose horses found running at large in the Indian country; alleging that, in consequence of many horses being lost by the mounted volunteers, and which would have to be paid for by the Government, and as packhorses were much in demand, all such loose horses ought to be taken into custody of the agents of Government; and, in consequence of said order, he (this affiant) did take into custody, and place in the service of the United States, as packhorses, sundry horses found running at large in the Indian country, and, amongst the rest, one of the following description: a brown gelding, about eight years old, stout built, and at that time worth about sixty dollars, which he verily believes to have been the property of David Snider, of Hamilton county, State aforesaid. And further saith not.

H. W. MILLER.

Affirmed and subscribed to before me, this date above.

JOHN HOPKINS, J. P.

THE STATE OF OHIO, *Hamilton county*, ss.:

Before me, John Snider, a justice of the peace in and for said county, personally came William Cumming, who, being duly sworn according to law, doth depose and say: That he was in the service of the United States in the fall of 1812, at St. Mary's, in the State of Ohio; that he recollects that David Snider, of Hamilton county, and State aforesaid, did then and there lose a dark brown gelding, of the value of sixty dollars at that time, which, this deponent says, he understood, at or about the same time, was taken up by the packhorse-driver and used in the service of the United States. And further this deponent saith not.

WILLIAM CUMMING, his + mark.

Sworn to and subscribed by deponent before me, this 20th day of November, 1837.

JOHN SNIDER, J. P.

STATE OF OHIO, *Hamilton county*, ss.:

Before me, the undersigned, one of the justices of the peace within and for said county, personally came Daniel Snider, who, being duly sworn according to law, doth depose and say: That he is an applicant to Congress for relief for the loss of a brown horse which strayed from him at St. Mary's, in said State, in the fall of 1812, and was taken into the service of the United States as a packhorse by Henry W. Miller, packhorse master; which horse, this deponent says he has never received, nor has he ever received any other horse, mare, or gelding, in lieu of him, or any compensation in money or any thing else for him. And that the reason why he did never apply for relief before, was, that he was not knowing to the existence of such a law until the spring or summer of last year; and that he has never made any application for relief until last fall. And further this deponent saith not.

DANIEL SNIDER.

Sworn to and subscribed by this deponent before me, this 2d day of April, 1838.

JAMES J. WHALLON, J. P.